



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of )

TAHERI et al. )

Serial No. 10/554,070 )

Filed October 21, 2005 )

For LIQUID CRYSTAL  
ACCESSORIES )

Group Art Unit:

**Certificate of Mailing**

I hereby certify that this correspondence was deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 21st day of March, 2007

*Michelle L. Garro*

Michelle Garro, Sec'y to Andrew B. Morton

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT  
INFORMATION FOR WITHDRAWAL OF ABANDONMENT - PTO HAS NO  
EVIDENCE THAT MAILED CORRESPONDENCE RECEIVED  
UNDER 37 C.F.R. §§ 1.8(b) and 1.181(a)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants request that the abandonment in this case be withdrawn.

This information is being submitted promptly after Applicants learned of the abandonment on the basis of the Notice of Abandonment mailed by the Patent and Trademark Office on February 20, 2007.

Submitted herewith is:

EXHIBIT 1 - A copy of the Notification of Missing Requirements mailed July 7, 2006, requiring submission of an executed Oath and a surcharge fee of \$130 for large entity, and setting a two-month period for reply;

EXHIBIT 2 - A copy of the Response previously filed on September 20, 2006, showing a Certificate of Mailing executed on September 20, 2006, with a Petition for 1 month Extension of Time, an executed Oath, and the appropriate fees;

EXHIBIT 3 - A copy of the postcard identifying the papers enumerated in item B were filed and showing the U.S. Patent and Trademark Office receipt stamp dated September 22, 2006;

Application No.: 10/554,070  
Petition dated: March 13, 2007  
Reply to Notice of Abandonment of February 20, 2007

EXHIBIT 4 - A redacted copy of U.S. Patent and Trademark Office RAM Revenue Accounting and Management System Credit Card Transactions for Applicant's credit card, dated Nov. 2, 2006, 10:19:20 EST, showing two charges dated Sept. 27, 2006 for the \$65.00 small entity surcharge fee and the \$60.00 extension of time fee; and  
EXHIBIT 5 - A copy of the Notice of Abandonment mailed February 20, 2007, indicating that no reply to the Office Action has been received.

Attached hereto is a statement attesting to the timely transmission of the correspondence referred to above based on personal knowledge.


It is evident from the attached evidence and Statement that Applicant did timely respond to the Notification of Missing Requirements, and that this Response was received by the USPTO. Applicant submitted payment of the required fees, and the USPTO has received this payment. Thus, Applicant respectfully submits that the Notice of Abandonment was issued through USPTO error, and Applicant respectfully requests that the Notice of Abandonment be withdrawn. Please proceed with further examination of this application on the basis of the original papers filed if they have now reached the above-identified group art unit of the Patent and Trademark Office and/or the attached copy of the papers originally filed. Acknowledgment of the grant of this Petition and active status of this application is respectfully requested.

Respectfully submitted,

03/28/2007 MKAYPAGH 00000112 10554070

02 FC:2251

60.00 OP

  
\_\_\_\_\_  
Andrew B. Morton, Reg. No. 37,400  
RENNER, KENNER, GREIVE, BOBAK, TAYLOR & WEBER  
First National Tower - Fourth Floor  
Akron, Ohio 44308-1456  
Telephone: (330) 376-1242  
Attorneys for Applicant

Attorney Docket No: AMN.P0005

Date: March 20, 2007



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of

) Group Art Unit:  
)

TAHERI et al.

) **Certificate of Mailing**  
)

Serial No. 10/554,070

) I hereby certify that this correspondence was deposited  
) with the United States Postal Service as first class mail  
) in an envelope addressed to: Commissioner for Patents,  
) P.O. Box 1450, Alexandria, VA 22313-1450 on this  
) 21<sup>st</sup> day of March, 2007  
)

Filed October 21, 2005

For LIQUID CRYSTAL  
ACCESSORIES

) Michelle L. Garro  
) Michelle Garro, Sec'y to Andrew B. Morton  
)  
)

**STATEMENT OF FACTS IN SUPPORT OF APPLICANTS' PETITION  
TO WITHDRAW HOLDING OF ABANDONMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Abandonment mailed February 20, 2007, based upon an alleged failure to respond to a Notification of Missing Requirements, I attest to the timely transmission of fully responsive correspondence.

Initially, an Notification of Missing Requirements (copy enclosed as Exhibit 1) was received by our office, indicating a mailing date of July 7, 2006, requiring submission of an executed Oath and a surcharge fee of \$130 for large entity, and setting a two-month period for reply. Upon personal knowledge of the undersigned, Applicants timely responded with a Response (copy enclosed as Exhibit 2) mailed September 20, 2006, showing a Certificate of Mailing executed on September 20, 2006, with a Petition for 1 month Extension of Time and the appropriate fees. The Response included:

Response to Notice to File Missing Parts of Nonprovisional Application under 37 CFR 1.53(b) (w/attached Certificate of Mailing),

Copy of PTO Notice to File Missing Parts of Nonprovisional Application mailed July 7, 2006, Signed Declaration and Power of Attorney Document (4 pages),

Request for a One Month Extension of Time (w/attached Certificate of Mailing),

Application No.: 10/554,070  
Petition dated: March 13, 2007  
Reply to Notice of Abandonment of February 20, 2007

Form PTO-2038 Credit Card Authorization (filing of Missing Parts fee),  
Form PTO-2038 Credit Card Authorization (One Month Extension of Time fee), and Return  
Receipt Postcard.

The Response was received in the Patent and Trademark Office on September 22, 2006, as evidenced by the attached copy of the return receipt postcard (copy enclosed as Exhibit 3).

The \$65.00 surcharge for filing the Response to the Notice of Missing Requirements was charged to Applicant's credit card by the Patent and Trademark Office on September 27, 2006, as evidenced by the attached redacted copy of the Revenue Accounting and Management System Statement of Credit Card Transactions (copy enclosed as Exhibit 4). The \$60.00 fee for the requested One-Month Extension of Time was also charged to Applicant's credit card by the Patent and Trademark Office on September 27, 2006, as shown in Exhibit 4.

On February 22, 2007, a Notice of Abandonment was received by our office stating that the application was abandoned based upon the determination that "Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 07/07/2006 within the time period set therein." A copy of the Notice of Abandonment is attached hereto as Exhibit 5.

Applicants responded properly and in a timely manner to the Notification of Missing Requirements and receipt of Applicants' response was acknowledged by the U.S. Patent and Trademark Office. It is believed that the Notice of Abandonment was issued erroneously. Applicants earnestly solicit withdrawal of the abandonment, reinstatement of the application, and further consideration by the Office.

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the aforesaid application or any patent resulting therefrom, declares: That the facts set forth in

Application No.: 10/554,070  
Petition dated: March 13, 2007  
Reply to Notice of Abandonment of February 20, 2007

this declaration are true; and that all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

No fee is believed due, however, the Commissioner is hereby authorized to charge payment of any deficiency of fees associated with this communication to Deposit Account No. 18-0987.

Respectfully submitted,



Andrew B. Morton, Reg. No. 37,400  
RENNER, KENNER, GREIVE, BOBAK, TAYLOR & WEBER  
First National Tower, Fourth Floor  
Akron, Ohio 44308-1456  
Telephone: (330) 761-6670  
Attorney for Applicants

Attorney Docket No: AMN.P0005  
Date: March 20, 2007



In the application of

Group Art Unit:

## Certificate of Mailing

I hereby certify that this correspondence was deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 21<sup>st</sup> day of March, 2007

Michelle L. Garro  
Michelle Garro, Sec'y to Andrew B. Morton

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Enclosed are the following documents:

Petition to Withdraw Holding of Abandonment (with Certificate of Mailing);

Statement of Facts in Support of Applicant's Petition (with Certificate of Mailing);

Copy of Notification of Missing Requirements mailed July 7, 2006;

Copy of Applicants' Response mailed September 20, 2006 (with Certificate of Mailing);

Copy of Return Receipt Postcard showing receipt of Applicants' Response by PTO on Sept. 22, 2006;

Redacted Copy of USPTO RAM Statement of Credit Card Transactions dated Nov. 2, 2006;

Copy of Notice of Abandonment; and

**Return receipt postcard for the above documents.**

No fee is believed due; however, the Commissioner is hereby authorized to charge payment of any deficiency of fees associated with this communication to Deposit Account No. **18-0987**.

Respectfully submitted,

Andrew B. Morton, Reg. No. 37,400  
 RENNER, KENNER, GREIVE, BOBAK, TAYLOR & WEBER  
 First National Tower, Fourth Floor  
 Akron, Ohio 44308-1456  
 Telephone: (330) 761-6670  
 Attorney for Applicants

Attorney Docket No: AMN.P0005

Date: March 20, 2007

PCT

P



EXHIBIT 1

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

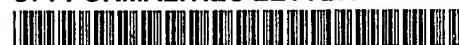
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/554,070	Bahman Taheri	AMN.P0005

INTERNATIONAL APPLICATION NO.	
PCT/US04/12583	
I.A. FILING DATE	PRIORITY DATE
04/23/2004	04/24/2003

Renner Kenner Greive Bobak Taylor & Weber  
 First National Tower, Fourth Floor  
 Akron, OH 44308-1456

CONFIRMATION NO. 2818

371 FORMALITIES LETTER



\*OC000000019520145\*

Date Mailed: 07/07/2006

DOC

due 9/7/06

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 10/21/2005
- Copy of the International Search Report filed on 10/21/2005
- Copy of IPE Report filed on 10/21/2005
- Preliminary Amendments filed on 10/21/2005
- Oath or Declaration filed on 10/21/2005
- U.S. Basic National Fees filed on 10/21/2005
- Priority Documents filed on 10/21/2005
- Specification filed on 10/21/2005
- Claims filed on 10/21/2005
- Abstracts filed on 10/21/2005
- Drawings filed on 10/21/2005

03/28/2007 MKAYPAGH 00000112 10554070

01 FC:2617

65.00 DP

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN R MCLEAN

Telephone: (703) 308-9140 EXT 214

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/554,070	PCT/US04/12583	AMN.P0005

FORM PCT/DO/EO/905 (371 Formalities Notice)




Attorney Docket No. AMN.P0005

## Page 1 of 2

payment of any fees associated with this communication or to credit any overpayment to Deposit Account No. 18-0987. If a withdrawal is required from Deposit Account No. **18-0987**, the undersigned Attorney respectfully requests that the Commissioner of Patents and Trademarks cite Attorney Docket Number **AMN.P0005** for billing purposes.

Respectfully submitted,



Andrew B. Morton, Reg. No. 37,400  
Renner, Kenner, Greive, Bobak, Taylor & Weber  
First National Tower -- Fourth Floor  
Akron, Ohio 44308-1456  
Telephone: (330) 376-1242  
Facsimile: (330) 376-9646  
E-mail: [morton@rennerkenner.com](mailto:morton@rennerkenner.com)

Attorney for Applicants

Attorney Docket No. AMN.P0005



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
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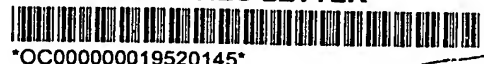
U.S. APPLICATION NUMBER NO. 10/554,070	FIRST NAMED APPLICANT Bahman Taheri	ATTY. DOCKET NO. AMN.P0005
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INTERNATIONAL APPLICATION NO. PCT/US04/12583
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I.A. FILING DATE 04/23/2004	PRIORITY DATE 04/24/2003
--------------------------------	-----------------------------

Renner Kenner Greive Bobak Taylor & Weber  
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CONFIRMATION NO. 2818  
 371 FORMALITIES LETTER



\*OC000000019520145\*

Date Mailed: 07/07/2006

DOC (due 9/7/06)

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KAREN R MCLEAN

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
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FORM PCT/DO/EO/905 (371 Formalities Notice)